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October 14, 2004

TO: OIPE-Customer Service
(703) 308-0910

FROM Justin D. Karjala
Celera Genomics Corp.
(240) 453-3812

FAX NO: (703) 308-7751

OF PAGES (incl. cover): 12

First Named Inventor: Song HU, et al.

Serial No.: 09/903,582

Filing Date: July 13, 2001

Atty. Docket No.: CL001274

Agent for Applicants hereby request the status of the Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181(a) filed at the United States Patent and Trademark Office on December 15, 2003 for the above-referenced-application. Please find attached a copy of the Date Stamped receipt postcard with the supporting documentation.

**RECEIPT OF THE FOLLOWING IS ACKNOWLEDGED IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE:**

Song HU et al.

Atty Docket No.: CL001274

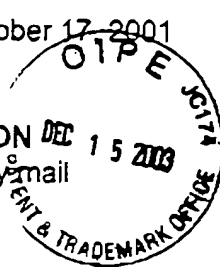
In re Appln. Serial No. 09/903,582

Title: ISOLATED HUMAN SECRETED
PROTEINS, NUCLEIC ACID MOLECULES
ENCODING HUMAN SECRETED
PROTEINS, AND USES THEREOF

Date: December 15, 2003

- ☒ Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181(a)
- ☒ Copy of Date Stamped receipt postcard
- ☒ Copy of Response to Missing Parts filed on October 17, 2001

BOX: PATENT APPLICATION **DEC 15 2003**
Please date-stamp and return by mail



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Song HU et al.

Art Unit: 1646

Serial No.: 09/903,582

Examiner: To Be Assigned

Filed: July 13, 2001

Atty. Docket: CL001274

For: ISOLATED HUMAN SECRETED
PROTEINS, NUCLEIC ACID MOLECULES
ENCODING HUMAN SECRETED PROTEINS,
AND USES THEREOF

**PETITION TO WITHDRAW HOLDING OF
ABANDONMENT UNDER 37 CFR 1.181(a)**

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Mail Stop: Petitions

Sir:

In accordance with 37 CFR 1.181(a), Applicant respectfully requests that the above identified application be withdrawn from the holding of abandonment. Attached is a copy of the Notice of Abandonment, followed by a copy of the Applicant's response to the Notice to File Missing Parts dated September 17, 2001. In addition, submitted herewith is a copy of the date-stamped postcard received from the United States Patent and Trademark Office in connection with the response filed on October 17, 2001. Applicant notes that the Notice of Recordation of Assignment mailed December 28, 2001 was received, and the Assignment filed concurrently with the Response to the Notice to File Missing Parts was recorded at Reel/Frame 012261/0317.

Serial No. 09/903,582

Applicant confirms that on October 18, 2001, deposit account number 50-0970 was charged \$130.00 and \$40.00. However, the attached fee transmittal submitted on October 17, 2001, authorizes a total of \$1,216.00 to be charged to Applicant's deposit account. Therefore, the Commissioner is hereby authorized to charge the remaining balance of \$1,046.00, and any other necessary fees or credit any overpayments in connection with the above identified application to deposit account number 50-0970.

Respectfully submitted,

CELERA GENOMICS

By: 

Justin D. Karjala

Reg No. 43,704

Date: December 15, 2003

Celera Genomics Corporation
45 West Gude Drive, C2-4#21
Rockville, MD 20850
Tel: 240-453-3812
Fax: 240-453-3084

**RECEIPT OF THE FOLLOWING IS ACKNOWLEDGED IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE:**

In re Appln. Serial No. 09/903,582

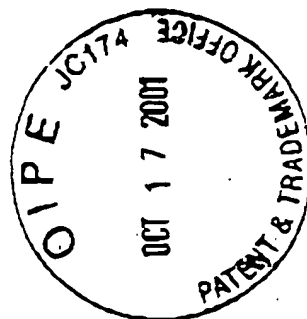
Title: ISOLATED HUMAN SECRETED ...

Atty Dkt No.: CL001274

Date: 10/17/2001

Due: 11/17/2001

☒ Transmittal Form
☒ Fee Transmittal (in duplicate)
☒ executed Declaration and Power of Attorney
☒ Assignment Recordation and executed Assignment
☒ copy of Notice to File Missing Parts
☒ Return receipt postcard



BOX: PATENT APPLICATION

Please affix serial number / receipt date stamp and return by mail

PTO/SB/21 (08-00)

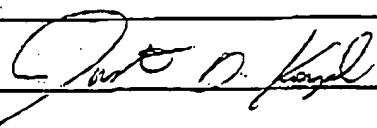
Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>	Application Number	09/903,582	
	Filing Date	07/13/2001	
	First Named Inventor	Song HU et al.	
	Group Art Unit		
	Examiner Name		
Total Number of Pages in This Submission	9	Attorney Docket Number	CL001274

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Encl. Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center; font-size: 1.2em;">Declaration</div>
<div style="border: 1px solid black; padding: 5px; min-height: 50px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Justin D. Karjala, Reg. No. 43,704
Signature	
Date	10/17/2001

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 			
Typed or printed name			
Signature		Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

BEST AVAILABLE COPY

P.07/12 (10-01)

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FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)
1216

Complete if Known

Application Number	09/903,582
Filing Date	October 17, 2001
First Named Inventor	Song HU et al.
Examiner Name	
Group Art Unit	
Attorney Docket No.	CL001274

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-0970

Deposit
Account
Name

Celera Genomics

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status.
See 37 CFR 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$) Code (\$) Fee Description

101 740 201 370 Utility filing fee

106 330 206 165 Design filing fee

107 510 207 255 Plant filing fee

108 740 208 370 Reissue filing fee

114 160 214 80 Provisional filing fee

Fee Paid

740

SUBTOTAL (1) (\$) 740

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
23	20** = 3	18	54
Independent Claims	6 - 3** = 3	84	252
Multiple Dependent		270	0

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$) Code (\$) Fee Description

103 18 203 9 Claims in excess of 20

102 84 202 42 Independent claims in excess of 3

104 290 204 140 Multiple dependent claim, if not paid

109 84 209 42 ** Reissue independent claims over original patent

110 18 210 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 306

*For number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee Code	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
129	1,960	229	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	380	221	190	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(g)	
125	180	125	180	Submission of Information Disclosure Sheet	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40
145	740	245	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
189	900	189	900	Request for expedited examination of a design application	
Other fee (specify):					
Reduced by Basic Filing Fee Paid					
SUBTOTAL (3) (\$) 170					

SUBMITTED BY

Name (Print Type)

Justin D. Karjala

Registration No.

43,704

Complete if applicable

Telephone

240-453-3812

Signature

Date

17-Oct-01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Produce your Statement. This form is estimated to take 60 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.